

FREDERICK COUNTY LIQUOR BOARD

Public Meeting Minutes

Monday, April 9, 2012

Those Present: Mr. James E. McClellan, Chairman
Mr. Charles R. Cline, Board Member
Mr. Richard E. Zimmerman, Board Member
Mrs. Linda B. Thall, Sr. Assistant County Attorney
Ms. Kathy L. Vahle, Administrator
Mr. Harold C. DeLauter, Alcoholic Bev. Inspector
Mrs. Sandra Rees, Administrative Specialist IV
Mrs. Penny Bussard, Administrative Specialist IV

A Public Meeting was held at 12 E. Church Street, Frederick, Maryland, and was called to order at 8:45 am by Chairman McClellan.

1. **Senate Bills** – Ms. Vahle stated that all the Bills for Frederick County had been passed and waiting for the Governor's signature.
2. **New York J&P Pizza** – Ms. Vahle stated that she received a patio request from this establishment. Mr. Zimmerman requested to review the plans.
3. **Riverside Liquors** – Ms. Vahle stated that this establishment would like to upgrade their Beer and Wine Tasting permit to Beer, Wine and Liquor Tasting permit.

MOTION: Mr. Cline made a motion to approve the request.

SECOND: Mr. Zimmerman seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Cline - Aye
Mr. Zimmerman - Aye
Mr. McClellan - Aye

The vote was unanimous. ***Aye – 3 Nay – 0***
(Motion Passed)

4. **Urbana Liquors** – Ms. Vahle stated that this establishment would like to have a Beer and Wine Tasting permit.

MOTION: Mr. Cline made a motion to approve the request.

SECOND: Mr. Zimmerman seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Cline - Aye
Mr. Zimmerman - Aye
Mr. McClellan - Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

5. **Old Farm Liquors** – Ms. Vahle stated that this establishment has a Beer and Wine Tasting permit and would like to upgrade to a Beer, Wine and Liquor Tasting permit.

MOTION: Mr. Zimmerman made a motion to approve the request.

SECOND: Mr. Cline seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Cline - Aye
Mr. Zimmerman - Aye
Mr. McClellan - Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

6. **Buckeystown Meat Market and Alexanders** – Ms. Vahle stated that one person on each of these licenses got married to each other, so there are two married people holding separate licenses. Mrs. Thall stated that when people apply for these licenses they represent that they do not have a shared pecuniary interest. The Board would have to hold a fact finding hearing before making a

decision that they are not eligible to hold a license because they have an interest in another business.

MOTION: Mr. Zimmerman made a motion to ask for an affidavit from the licensees.

SECOND: Mr. Cline seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Zimmerman - Aye
Mr. Cline - Aye
Mr. McClellan - Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

7. **New York J&P Pizza** – Mr. Zimmerman reviewed the plans for the patio request.

MOTION: Mr. Zimmerman made a motion to approve the request for a patio.

SECOND: Mr. Cline seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Zimmerman - Aye
Mr. Cline - Aye
Mr. McClellan - Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

8. **Mealey's** – Ms. Vahle stated that there was a notice in the paper stating that the Liquor Board would not give Mealey's a liquor license. Mealey's called the office to apologize and said that is not what was stated to the reporter. There was to be a retraction in the paper the next day. She received an email the next day from the Board of County Commissioners asking for emergency legislation to allow us to issue the license immediately. Mr.

Zimmerman asked Ms. Vahle to send an email and let them know that the Liquor Board objects to this proposal.

MOTION: Mr. Zimmerman made a motion to email the Delegation to say that the Liquor Board objects to this proposal. This would be circumventing State law.

SECOND: Mr. Cline seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Zimmerman - Aye
Mr. Cline - Aye
Mr. McClellan - Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

9. **Communication** – Mr. Zimmerman discussed the communication between the Liquor Board and the City of Frederick regarding the Memo of Understanding.
10. **Part-Time Inspector** – Ms. Vahle presented the Memo of Understanding for the hiring of the Part-time Liquor Inspector to the Board of Liquor Commissioners for approval and signature.

ADJOURN

The meeting was adjourned at 9:24 am.

Respectfully submitted,

Kathy Vahle, Administrator
FREDERICK COUNTY LIQUOR BOARD

Prepared by Sandra Rees